

REMARKS

Applicant files this enclosed RCE and this Amendment and Response in response to the Final Office Action dated May 15, 2006. Applicant has amended the claims, without the addition of new matter, to further refine the claims. Specific support for the limitations may be found in the specification at least at page 36, lines 4-5 ("The FOPL operates on the TAG bits 154 not the data bits 171".) The apparatus utilized in performing this function can also be seen in Figs. 5 and 29, see, e.g., FIFO Overrun Prevention Logic 154 and surround structure, and Fig. 8.

Applicant requests allowance of the claims as presented. Should any matter remain, Applicant requests that the undersigned be contacted by telephone at (949) 823-6960.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: 11/16/06

By: David B. Murphy
David B. Murphy
Reg. No. 31,125
Attorney for Applicant

DBM/dnd

34263

O'Melveny & Myers LLP
610 Newport Center Drive
17th Floor
Newport Beach, CA 92660

NB1:700460.1